

**ASSEMBLY BILL**

**No. 1188**

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**Introduced by Assembly Member Bradford**

February 22, 2013

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An act to amend Section 13928 of the Health and Safety Code, relating to fire protection.

LEGISLATIVE COUNSEL'S DIGEST

AB 1188, as introduced, Bradford. Fire protection: general obligation bonds.

Existing law requires a board of directors of a fire protection district to adopt a resolution making determinations and calling for an election on a proposition to incur indebtedness and to issue general obligation bonds when the board determines that it is necessary to incur indebtedness for the acquisition or construction of any real property or other capital expense or for funding or refunding of any outstanding indebtedness. Existing law authorizes the board to adopt resolutions to issue bonds for all or any part of the amount of the indebtedness if  $\frac{2}{3}$  of voters vote in favor of the proposition to incur the indebtedness.

This bill would also authorize bonded indebtedness under these provisions upon approval of 55% of the voters to fund activities involving buildings, facilities, and equipment for the direct and exclusive use of fire, emergency response, police, or sheriff personnel.

The bill would become operative only if ACA 3 of the 2013–14 Regular Session is approved by the voters.

Vote: majority. Appropriation: no. Fiscal committee: no.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

1     SECTION 1. Section 13928 of the Health and Safety Code is  
2 amended to read:

3     13928. ~~If~~*(a) Except as provided in subdivision (b), if*  
4 *two-thirds of voters voting upon the proposition favor incurring*  
5 *the indebtedness and issuing the bonds, the district board may*  
6 *adopt resolutions to issue bonds for all or any part of the amount*  
7 *of the indebtedness.*

8     *(b) If 55 percent of voters voting upon the proposition favor*  
9 *incurring the indebtedness and issuing bonds that would fund any*  
10 *or all of the activities described in subdivision (c) of Section 1 of*  
11 *Article XIII A of the California Constitution, the district board*  
12 *may adopt resolutions to issue bonds for all or any part of the*  
13 *amount of the indebtedness.*

14     SEC. 2. This act shall become operative only if Assembly  
15 Constitutional Amendment 3 of the 2013–14 Regular Session is  
16 approved by voters at a statewide general election.